

lfu

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re the Application of

Inventors: Alexander GOLITSCHKE EDLER VON ELBWART, et al.

Application No.: 10/538,934

Filed: June 13, 2005

For: METHOD AND APPARATUS FOR TRANSMITTING DATA IN  
A DIVERSITY COMMUNICATION SYSTEM  
EMPLOYING CONSTELLATION  
REARRANGEMENT WITH QPSK  
MODULATION

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents  
Washington, DC 20231

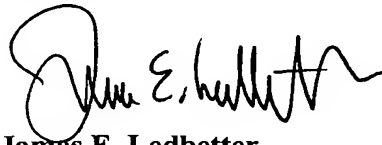
Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the documents listed on the attached Form PTO 1449. Attached is an English translation of a Japanese Office Action dated December 25, 2007. WO '491 cited therein was filed in the Information Disclosure Statement of June 13, 2005.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this

art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "James E. Ledbetter", with a stylized flourish at the end.

James E. Ledbetter  
Registration No. 28,732

Date: March 25, 2008

JEL/jcw

ATTORNEY DOCKET NO. 007725-05107  
DICKINSON WRIGHT, PLLC  
1901 L STREET, NW, Suite 800  
WASHINGTON, DC 20036  
Telephone: (202) 659-6960  
Facsimile: (202) 659-1559